IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 3842 OF 2005
IN
CRIMINAL APPEAL NO. 571 OF 2005

Bhagwan Ramhari Yalmar & Ors ...Applicants

Versus

The State of Maharashtra ...Respondent

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Mr. Ujwal Agandsurve, Advocate for Applicants

Mr. D.P. Adsule, A.P.P. for State.

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CORAM: SMT. V.K. TAHILRAMANI, J.

DATED: 21TH JUNE, 2005

P. C.:-

1. Heard both sides.

2. Each of the applicants have been convicted under Section 325 r.w. 34 of I.P.C. and sentenced to imprisonment for three years and fine amount of Rs.1000/- i/d R.I. for three months.

3. The learned advocate for the applicants has submitted that the applicants were on bail pending the trial and they have not misused the liberty granted to them. This statement has not been controverted by the prosecution. The learned advocate for the applicants has further submitted

that the sentence is only of three years and the appeal is not likely to be heard within the said time, hence, bail may be granted to the applicants. Looking to the facts and circumstances of this case, I am inclined to grant them bail.

4. On the fine amount being paid, each of the applicants (1) Bhagwan Ramhari Yalmar, (2) Bharat Ramhari Yalmar and (3) Deepak @ Daji Bhagwan Yalmar, be released on bail in the sum of Rs.20,000/- (Twenty thousand only) with one or two sureties to make up the said amount. The applicants shall report to the Pandharpur Police Station, once in a month during the pendency of appeal.

5. Criminal application is disposed of.

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